

**IN THE UNITED STATES DISTRICT COURT  
FOR THE WESTERN DISTRICT OF MISSOURI  
ST. JOSEPH DIVISION**

**UNITED STATES OF AMERICA, )**

**Plaintiff, )**

**vs. )**

**Case No. 05-6009-01-CR-SJ-GAF**

**JUSTIN JAMES WINK, )**

**Defendant. )**

**ORDER**

Now pending before the Court is defendant's Motion to Suppress Statements. On July 13, 2005, United States Magistrate Sarah W. Hays conducted an evidentiary hearing on defendant's motion.

On October 3, 2005, United States Magistrate Judge Sarah W. Hays issued her Report and Recommendation.

Upon careful and independent review of the pending motion, as well as the applicable law, this Court hereby adopts and incorporates as its own Opinion and Order the Report and Recommendation of United States Magistrate Judge Sarah W. Hays.

Accordingly, it is hereby ORDERED that Defendant's Motion to Suppress Statements is OVERRULED and DENIED.

SO ORDERED.

/s/ Gary A. Fenner  
GARY A. FENNER, JUDGE  
United States District Court

DATED: October 24, 2005